

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

ELIZABETH DE COSTER, *et al.*, on behalf of
themselves and all others similarly situated,

Plaintiffs,

V.

AMAZON.COM, INC., a Delaware corporation,

Defendant,

Case No. 2:21-cv-00693-JHC

**STIPULATED MOTION AND ORDER
REGARDING CLASS
CERTIFICATION BRIEFING
SCHEDULE**

NOTE ON MOTION CALENDAR:

June 7, 2024

STIPULATION

The parties, by and through their counsel, have agreed and stipulate as follows:

1. The parties agree that good cause justifies an extension of the Court's current class certification briefing schedule.

2. The Court previously granted the parties' request to extend the deadlines for the class certification briefing schedule by one month to allow parties time to discuss coordination of depositions of Amazon witnesses with plaintiffs in other related cases. *See* Dkt. 124. The parties requested and the Court set interim class certification briefing deadlines, including an interim deadline of June 7, 2024 for Plaintiffs to file their class certification motion, to allow time for the parties to work on a proposal for deposition and class certification schedules. *Id.*

3. On May 6, 2024, Amazon filed a Motion for Coordinated Discovery Schedule (“Amazon’s Motion”), which seeks a Court order extending the current class certification briefing schedule. *See* Dkt. 136. Amazon asks the Court to order, among other things, that Plaintiffs’ deadline to file their class certification motion be extended until after summary judgment in the government cases. *Id.*

4. On May 14, 2024, Plaintiffs filed their Response to Motion for Coordinated Discovery Schedule and Cross-Motion to Modify Class Certification Schedule and to Compel Scheduling of 30(b)(6) Deposition (“Plaintiffs’ Cross-Motion”), which seeks a Court order extending the current class certification briefing schedule. *See* Dkt. 139. Plaintiffs ask the Court to order, among other things, a two-and-a-half-month extension, until August 23, 2024, for Plaintiffs to file their class certification motion. *Id.*

5. Because both parties seek an extension of the class certification briefing schedule but disagree about the length of the extension the Court should grant, the parties therefore propose that the Court vacate the existing class certification briefing schedule pending the Court’s resolution of Amazon’s Motion and Plaintiffs’ Cross-Motion. The parties agree that the Court will establish new deadlines in connection with Plaintiffs’ class certification motion when it resolves the parties’ competing motions.

1 THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and between the parties,
2 through their undersigned counsel of record, and the parties ask the Court to order, that:

3 1. The deadlines contained in Docket No. 124 relating to Plaintiffs' class
4 certification motion are vacated.

5 2. The Court will establish new class certification briefing deadlines when it
6 resolves Amazon's Motion for Coordinated Discovery Schedule (Dkt. 136) and Plaintiffs'
7 Response to Motion for Coordinated Discovery Schedule and Cross-Motion to Modify Class
8 Certification Schedule and to Compel Scheduling of 30(b)(6) Deposition (Dkt. 139).

9 IT IS SO STIPULATED.

10 DATED: June 7, 2024

HAGENS BERMAN SOBOL SHAPIRO LLP

11 By /s/ Steve W. Berman

Steve W. Berman (WSBA No. 12536)

12 By /s/ Barbara A. Mahoney

Barbara A. Mahoney (WSBA No. 31845)

13 1301 Second Avenue, Suite 2000

Seattle, WA 98101

14 Telephone: (206) 623-7292

15 Facsimile: (206) 623-0594

16 E-mail: steve@hbsslaw.com

barbaram@hbsslaw.com

17 Anne F. Johnson (*pro hac vice*)

18 68 3rd Street, Suite 249

Brooklyn, NY 11231

19 Telephone: (718) 916-3520

20 E-mail: annej@hbsslaw.com

21 KELLER POSTMAN LLC

22 Zina G. Bash (*pro hac vice*)

111 Congress Avenue, Suite 500

23 Austin, TX, 78701

24 Telephone: (512) 690-0990

E-mail: zina.bash@kellerpostman.com

25 Jessica Beringer (*pro hac vice*)

26 Shane Kelly (*pro hac vice*)

150 North Riverside Plaza, Suite 4100

27 Chicago, Illinois 60606

28 Telephone: (312) 741-5220

1 E-mail: Jessica.Beringer@kellerpostman.com
2 E-mail: shane.kelly@kellerpostman.com

3 Daniel Backman (*pro hac vice*)
4 1101 Connecticut Avenue, N.W., Suite 1100
5 Washington, D.C., 20036
6 Telephone: 202-918-1123
7 E-mail: Daniel.Backman@kellerpostman.com

8 *Interim Co-Lead Counsel for Plaintiffs and the*
9 *proposed Class*

10 KELLER ROHRBACK L.L.P.

11 By:/s/ Derek W. Loeser
12 Derek W. Loeser (WSBA No. 24274)
13 1201 Third Avenue, Suite 3200
14 Seattle, WA 98101-3052
15 Telephone: (206) 623-1900
16 Facsimile: (206) 623-3384
17 E-mail: Dloeser@kellerrohrback.com

18 QUINN EMANUEL URQUHART &
19 SULLIVAN, LLP

20 By:/s/ Alicia Cobb
21 Alicia Cobb, WSBA # 48685
22 1109 First Avenue, Suite 210
23 Seattle, WA 98101
24 Telephone: (206) 905-7000
25 Email: aliciacobb@quinnmanuel.com

26 Steig D. Olson (*pro hac vice*)
27 David D. LeRay (*pro hac vice*)
28 Nic V. Siebert (*pro hac vice*)
Maxwell P. Deabler-Meadows (*pro hac vice*)
51 Madison Avenue, 22nd Floor
New York, NY 10010
Telephone: (212) 849-7000
Email: steigolson@quinnmanuel.com
Email: davidleray@quinnmanuel.com
Email: nicolassiebert@quinnmanuel.com
Email: maxmeadows@quinnmanuel.com

1 Adam B. Wolfson (*pro hac vice*)
2 865 South Figueroa Street, 10th Floor
3 Los Angeles, CA 90017-2543
4 Telephone: (213) 443-3000
5 Email: adamwolfson@quinnmanuel.com

6
7
8 *Interim Executive Committee for Plaintiffs and the*
9 *proposed Class*

10 DAVIS WRIGHT TREMAINE LLP

11 By:/s/ John A. Goldmark
12 John A. Goldmark, WSBA # 40980
13 MaryAnn Almeida, WSBA #49086
14 920 Fifth Avenue, Suite 3300
15 Seattle, WA 98104-1610
16 Telephone: (206) 622-3150
17 Facsimile: (206) 757-7700
18 E-mail: SteveRummage@dwt.com
19 E-mail: JohnGoldmark@dwt.com
20 E-mail: MaryAnnAlmeida@dwt.com

21 PAUL, WEISS, RIFKIND, WHARTON &
22 GARRISON LLP

23 Karen L. Dunn (*pro hac vice*)
24 William A. Isaacson (*pro hac vice*)
25 Amy J. Mauser (*pro hac vice*)
26 Martha L. Goodman (*pro hac vice*)
27 Kyle Smith (*pro hac vice*)
28 2001 K Street, NW
Washington, D.C. 20006-1047
Telephone: (202) 223-7300
Facsimile: (202) 223-7420
E-mail: kdunn@paulweiss.com
E-mail: wisaacson@paulweiss.com
E-mail: amauser@paulweiss.com
E-mail: mgoodman@paulweiss.com
E-mail: ksmith@paulweiss.com

29 *Attorneys for Defendant Amazon.com, Inc.*

ORDER

Pursuant to stipulation, IT IS SO ORDERED.

Dated: June 7, 2024

John H. Chun
United States District Judge

Dated: June 7, 2024

John H. Chun
United States District Judge

STIPULATED MOTION AND ORDER
REGARDING CLASS CERT. BRIEFING - 5
Case No. 2:21-cv-00693-JHC